

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress¹**

[Date approved: December 16, 2005]²

Bill No. and sponsor: H.R. 2783 (Mrs. Nancy Johnson of Connecticut).

Proponent name, location: Chemtura, Middlebury, CT.

Other bills on product (109th Congress only): None.

Nature of bill: Temporary duty suspension through December 31, 2008.

Retroactive effect: None.

Suggested article description(s) for enactment (including appropriate HTS subheading(s)):

2-[(4-Chlorophenyl)methyl]-5-(1-methylethyl)-1-(1*H*-1,2,4-triazol-1-ylmethyl)cyclopentanol (CAS No. 125225-28-7) (provided for in subheading 2933.99.22).

Check one: ☒ Same as that in bill as introduced.
 ☐ Different from that in bill as introduced (see Technical comments section).

Product information, including uses/applications and source(s) of imports:

The subject product, commonly known as ipconazole, is used as a seed treatment on various crops, grass, ornamental flowers, and conifers. The product is imported from Japan.

Estimated effect on customs revenue:

| HTS subheading: <u>2933.99.22</u> | | | | | |
|---|-----------|-----------|-----------|-----------|-----------|
| | 2005 | 2006 | 2007 | 2008 | 2009 |
| Col. 1-General rate of duty | 6.5% | 6.5% | 6.5% | 6.5% | 6.5% |
| Estimated value <i>dutiable</i> imports | \$210,000 | \$210,000 | \$210,000 | \$210,000 | \$210,000 |
| Customs revenue loss | \$13,650 | \$13,650 | \$13,650 | \$13,650 | \$13,650 |

Source of estimated dutiable import data: Industry estimates.

¹ Industry analyst preparing report: Jeff Clark (202-205-3318); Tariff Affairs contact: David Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm.

Contacts with domestic firms/organizations (including the proponent):

| Name of firm/organization | Date contacted | US production of same or competitive product claimed? | Submission attached? | Opposition noted? |
|---|--------------------------|---|----------------------|-------------------|
| | | (Yes/No) | | |
| Chemtura (Proponent) Carly Seymour, 202-463-8493 | 10/05/2005 10/11/2005 | No | No | No |
| AtoFina Cerex Charles Kitchin, Fax: 703-527-2092 | 10/18/2005 | No | No | No |
| BASF Corp. Greg Thies, 202-904-2332 | 10/18/2005 | No | No | No |
| Bayer Corporate Services Karen Niedermeyer, 412-777-2058 | 10/18/2005 | No | No | No |
| Bayer CropScience Will Hensley, 202-756-3781 | 10/18/2005 | No | No | No |
| Crop Life America Lawrence Norton, Fax: 202-463-0474 | 10/18/2005 | No | No | No |
| Dow Agro Science Margaret Rogers, Fax: 202-429-3467 | 10/18/2005 | No | No | No |
| Du Pont Elaine Olsen, 302-992-2263 | 10/18/2005 | No | No | No |
| FMC Corp. Jerry Prout, 202-956-5219 | 10/18/2005 | No | No | No |
| LANXESS Jamie Schaeffer, Fax: 412-809-3666 | 10/18/2005 | No | No | No |
| Monsanto Corp. Linda Strachan, 202-383-2849 | 10/18/2005 | No | No | No |
| Syngenta Crop Protection Mike Blythe, 336-632-6000 | 10/18/2005 | No | No | No |
| Valent USA Robin Demouth, 925-256-2758 | 10/18/2005 | No | No | No |

Technical comments:³

The Commission suggests that the words “No change” be inserted in lieu of the word “Free” in the Special rate of duty column.

³ The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

109TH CONGRESS
1ST SESSION

H. R. 2783

To suspend temporarily the duty on Ipeconazole.

IN THE HOUSE OF REPRESENTATIVES

JUNE 7, 2005

Mrs. JOHNSON of Connecticut introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To suspend temporarily the duty on Ipeconazole.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. IPICONAZOLE.**

4 (a) IN GENERAL.—Subchapter II of chapter 99 of
5 the Harmonized Tariff Schedule of the United States is
6 amended by inserting in numerical sequence the following
7 new heading:

| | | | | | | | |
|---|------------|---|------|------|-----------|-------------------------|----|
| “ | 9902.05.97 | 2-[(4-chlorophenyl)methyl]-5-(1-methylethyl)-1-(1H-1,2,4-triazol-1-ylmethyl) cyclopentanol (CAS No. 125225-28-7) (provided for in subheading 2933.99.22) .. | Free | Free | No change | On or before 12/31/2008 | ”. |
|---|------------|---|------|------|-----------|-------------------------|----|

1 (b) EFFECTIVE DATE.—The amendment made by
2 subsection (a) applies to goods entered, or withdrawn from
3 warehouse for consumption, on or after the 15th day after
4 the date of enactment of this Act.

